

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, OCTOBER 19, 2004
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, October 12, 2004. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).
- 2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.
- 3) **CLAIMS:** Approval of all claims processed through Tuesday, October 19, 2004.
- 4) **PUBLIC HEARINGS:**
 - A. Vacation of a portion of George Street within the unincorporated area of Agnew, located in the Southwest Quarter of Section 12, Township 12 North, Range 5 East, in Lancaster County, Nebraska.
 - B. County Final Plat 04064, Four Winds Estates Addition, requested by Brian D. Carstens and Associates on behalf of Harlan and Judith Stiefel, consisting of four lots, on property generally located at S.W. 84th Street and West Old Cheney Road in Lancaster County, Nebraska. (See New Business Items 5A and 5B for correlating documentation.)
 - C. County Special Permit 04046, Mustang Ridge Community Unit Plan, requested by Brian D. Carstens and Associates on behalf of Robert and Michelle Benes, for four residential acreages on property generally located southeast of the intersection of N.W. 27th Street and West Agnew Road, in Lancaster County, Nebraska. (See New Business Item 5C for the correlating resolution.)
 - D. County Preliminary Plat 04020, Mustang Ridge, requested by Brian D. Carstens and Associates on behalf of Robert and Michelle Benes, for four residential acreage lots on property generally located southeast of the intersection of N.W. 27th Street and West Agnew Road, in Lancaster County, Nebraska. (See New Business Item 5D for correlating resolution.)

**IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL
CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER ITEM,
PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY
ACCOMMODATE YOUR NEEDS.**

5) **NEW BUSINESS:**

- A. A resolution in the matter of County Final Plat 04064, Four Winds Estates Addition, requested by Brian D. Carstens and Associates on behalf of Harlan and Judith Stiefel, consisting of four lots, on property generally located at Southwest 84th Street and West Old Cheney Road in Lancaster County, Nebraska. (R-04-0124)
- B. A subdivision agreement with Harlan and Judith Stiefel, filed by Brian D. Carstens and Associates, for County Final Plat 04064, Four Winds Estates Addition, on property generally located at Southwest 84th Street and West Old Cheney Road in Lancaster County, Nebraska. (C-04-0494)
- C. A resolution in the matter of County Special Permit 04046, requested by Brian D. Carstens and Associates on behalf of Robert and Michelle Benes, to create four residential acreage units, on property generally located southeast of the intersection of Northwest 27th Street and West Agnew Road in Lancaster County, Nebraska. (R-04-0125)
- D. A resolution in the matter of County Preliminary Plat 04020, Mustang Ridge, requested by Brian D. Carstens and Associates on behalf of Robert and Michelle Benes, for four residential acreage lots on property generally located southeast of the intersection of Northwest 27th Street and West Agnew Road in Lancaster County, Nebraska. (R-04-0126)
- E. An application for a Special Designated License from B&B-Q Inc. d/b/a Cheerleaders to provide liquor beverage service for the Lincoln Benefit Life company party on Friday, November 5, 2004 from 5:30 p.m. to 1 a.m. at Country Pines, located at 6305 West Adams Street.
- F. A grant contract with Houses of Hope, Inc. for funding for the Transitional Residential Halfway House, in the amount of \$47,138. Term of the grant contract is July 1, 2004 to June 30, 2005. (C-0-0495)
- G. A grant contract with the Nebraska Urban Indian Health Coalition (NUIHC) for funding the NUIHC's Domestic Violence Project Coordinator who ensures implementation of the court-referred batterers programs, support groups and services for victims of domestic violence, in the amount of \$15,769. The NUIHC will contribute \$22,171 in matching funds. Term of the grant contract is June 1, 2004 through June 30, 2005. (C-04-0496)
- H. A grant contract with CenterPointe, Inc. to provide management, program and transportation costs for the operation of a Juvenile Evening Reporting Center for Lancaster County youth, in the amount of \$96,750. Term of the grant contract is September 1, 2004 through August 30, 2005. (C-04-0502)

5) **NEW BUSINESS CONTINUED:**

- I. A contract with Cheever Construction Company for the CenterPointe Juvenile Drug Rehabilitation Facility, located at 2200 South 10th Street, Lincoln, Nebraska. The amount of the contract is \$331,335 for the base bid (\$408,575) with the deduction of Alternate 3 (-\$17,240) and Alternate 5 (-\$60,000). The work will be completed by April 8, 2005. (C-04-0497)
- J. An equipment lease agreement with Behavioral Interventions (BI), Inc. for 20 electronic field monitoring devices to be utilized by Lancaster County Community Corrections. Term of the lease agreement is November 1, 2004 through October 31, 2005 with an option to purchase the equipment after the two year term. The County will pay \$35,004.35 for the equipment. (C-04-0498)
- K. A monitoring service agreement with Behavioral Interventions (BI), Inc. for monitoring services for Lancaster County Community Corrections' operation of 20 electronic field monitoring devices. Term of the agreement is November 1, 2004 through October 31, 2005 and includes a 60 day termination provision. The County will pay \$1.25 per unit, per day for each active unit. (C-04-0500)
- L. An agreement with Joyce Schmeeckle, Ph.D., to evaluate and complete quarterly progress reports for the Drug Free Communities Grant program, which operates within the limits and agreements made by Lancaster County and the Office of Juvenile Justice and Delinquency Prevention as part of the Lancaster County Human Services Department. Term of the agreement is September 1, 2004 through August 31, 2005. The County will pay \$7,500 for these services. (C-04-0499)
- M. An agreement with EPOS Corporation to act as a technology service provider for the County Treasurer's Office for property tax collection. The agreement is effective upon execution through December 31, 2004 and renewable for a three year term. (C-04-0501)
- N. An agreement between Lancaster County and the Child Advocacy Center to conduct interviews and medical examinations of child abuse victims to aid law enforcement and prosecution in their investigations of child abuse. The agreement began October 1, 2004 and ends September 30, 2005. The County will pay \$20,000 for these services. (C-04-0504)
- O. A resolution in the matter of increasing the maximum contribution to the Flexible Employee Benefit Account (FEBA) from \$4,500 to \$5,000. (R-04-0127)

5) **NEW BUSINESS CONTINUED:**

- P. Recommendation from the Purchasing Agent and project architect, Sinclair Hille, to award a bid to Don McKinney, Inc., in the amount of \$97,500, for a pre-manufactured metal building package for vehicle storage for the County Sheriff. (B-04-0044)
- Q. Authorization of Wells Fargo Bank, as trustee, to disburse and make payment from the Lancaster County Limited Tax Building 2004 Construction Fund to the following payees in connection with the remodel of Midtown Center, located at 2966 "O" Street:
- Cheever Construction Company, in the amount of \$116,588.70, for general construction.
 - ICI Paints, in the total amount of \$704.08, for paint.
 - Lincoln Electric System, in the amount of \$411.96, for electric service.
 - Menards (Lincoln North), in the amount of \$21.36, for six safe releases.
 - Cubs Distributing, Inc., in the amount of \$74.34, for supplies.
 - Contemporary Woods, in the amount of \$1,150, for staining and sealing doors and door casings.

Total payment request is \$118,950.44.

- R. A political subdivision tort claim filed against the Lancaster County Corrections Department by Lowell Hayes for lost property, in the amount of \$200.

6) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Receive and Place on File:

1. County Assessor/Register of Deeds' Monthly Report for September, 2004.
2. Clerk of the District Court's Monthly Report for September, 2004.
3. County Treasurer's Mid-Term Report on 2002 Distress Warrants.

B. Setting of public hearings for Tuesday, November 2, 2004 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:

1. **County Special Permit 04039, Prairie View Estates (now known as "High Prairie Estates") Community Unit Plan**, requested by Engineering Design Consultants on behalf of Batie Farms, Inc., for five residential acreage units and associated waiver requests, on property generally located northeast of the intersection of Highway 77/Homestead Expressway and Hickman Road in Lancaster County, Nebraska.
2. **County Preliminary Plat 04018, Prairie View Estates (now known as "High Prairie Estates")**, requested by Engineering Design Consultants on behalf of Batie Farms, Inc., for five residential acreage lots and associated waiver requests, on property generally located northeast of the intersection of Highway 77/Homestead Expressway and Hickman Road in Lancaster County, Nebraska.

6) **CONSENT ITEMS CONTINUED:**

- C. Setting of a public hearing for Tuesday, November 9, 2004 at 7:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding Lancaster County's proposed One and Six-Year Road and Bridge Improvement Program for the fiscal years beginning July 1, 2005 through June 30, 2010, as proposed by the Lancaster County Engineer.
- D. Setting of a public hearing November 9, 2004 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding a petition from ten percent of the property owners living in Clarendon Hills Subdivision and Portsche Heights Subdivision for the paving of Revere Lane, Portsche Lane, Badger Drive, Boone Trail, 75th Street, Carson Road and Travis Drive. The name of the Special Paving Improvement District will be called Clarendon Hills Road Improvement District.
- E. Requests from Thanh Nguyen and Keli M. Crouse, employees with Lancaster Manor, to voluntarily participate in the Lancaster County retirement plan, having met the requirements.
- F. A right-of-way contract between the Lancaster County Engineering Department and Andrew M. and Tamera S. Ingwerson, in the amount of \$859, on Pine Lake Road from North 148th to North 190th Streets. (C-04-0503)

7) **EMERGENCY ITEMS AND OTHER BUSINESS:**

8) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, October 21, 2004, beginning at 8:45 a.m. in Room 113 on the first floor of the County-City Building.
- B. A public hearing will be held on Tuesday, October 26, 2004 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building to allow interested parties the opportunity to testify, either for or against, the sale of county property, generally located at 3830 Adams Street, Lincoln, Nebraska, legally described as Wesleyan Heights, Lots 94-98, and to also determine the fair market value of the property.
- C. A public hearing regarding Comprehensive Plan Amendment 04020, requested by the Director of Planning on behalf of the Nebraska Department of Roads, to amend the Mobility and Transportation element of the 2025 Lincoln/Lancaster County Comprehensive Plan, to upgrade U.S. Highway 77/West Bypass from an expressway to freeway status beginning at the planned South Beltway interchange just south of Saltillo Road and ending at Interstate 80 will be reconvened on Tuesday, December 7, 2004 in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building at 1:30 p.m..

8) **ANNOUNCEMENTS CONTINUED:**

D. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon immediately following the City Council meeting rebroadcast on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

9) **PENDING:**

A. A resolution in the matter of Comprehensive Plan Amendment 04020, requested by the Director of Planning, on behalf of the State of Nebraska, Department of Roads, to upgrade U.S. Highway 77/West Bypass from an expressway to freeway status, as provided in Exhibit "A". (R-04-0113)

B. Public hearing regarding County Change of Zone 04053, from AG Agricultural District to AGR Agricultural Residential District, requested by Mark Hunzeker on behalf of Wapiti Enterprises, Inc., on property generally located at the southeast corner of Southwest 40th Street and Rokeby Road in Lancaster County, Nebraska. (Recessed on September 28, 2004.)

10) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

NOTE: Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners Agenda and Minutes may be accessed on the Internet at <http://www.lancaster.ne.gov> on the County Clerk's website.

AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, OCTOBER 19, 2004
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, October 12, 2004. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

- 2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.

- 3) **ADDITIONS AND DEDUCTIONS:**

Approval of 47 additions and deductions to the tax assessment rolls per Exhibit "A".

- 4) **MOTOR VEHICLE TAX EXEMPTIONS:**

Daughters of the Holy Spirit
Villa Marie School

- 5) **NOTICE OF ASSESSED VALUATION CHANGE FOR THE FOLLOWING:**

Todd B. and Michelle Jansa (2 notices)

- 6) **ADJOURNMENT:**

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